

Ouray, Utah, July 23, 1934.

Honorable T.H. Humpherys,
State Engineer,
State Capitol, Salt Lake City, Utah.

Dear Sir:

Re: Montez Creek Dist.

Your request of July 20 to sign up the personal bond then enclosed received. Inasmuch as the bond as written has some errors of considerable consequence, impractical of erasing, and as it is rather embarrassing to ask the few men at Ouray, none of whom have known me for more than a few months, to sign for me, I prefer to get sureties at Roosevelt upon my return there at the end of the week. I am confident I can easily get any two of a considerable number of friends there who have known me for a long period of years so to act for me.

The bond as written has my name misspelled. It should be simply J. F. Hoyt, and my address, legally, is Roosevelt, Duchesne County, Utah. As I expect to have more material in your office before long, I should like to have the instrument re-written correctly for my sake as well as yours. It can be returned to me before Friday, July 27, I suppose, so that I can take it to Roosevelt for signature and acknowledgment. I have no blank here upon which to correct these points.

Unless more rain comes than of late, it appears rather unlikely that much activity as your agent will be required of me on the Montez Creek this season.

I made two trips up the Creek during the present season, one on April 21 and one on June 30. In each case ditches leading to lands not entitled to water were carrying streams of about 0.7 second feet that should have gone down to Ira S. Bryant. After I had made explanation to these violators of Bryant's rights and shown them my credentials as your agent and your official list of priorities, they agreed to cease molesting the water. Those visited on the second trip were farther up the creek than we had gone in April. Except for one off in the mountains, whom I did not get to talk to, who had ~~a~~ dams in the Creek, all visited agreed to abide by my instructions as to the flow of the water.

Ben G. Dye of the Bennett district is using water from a spring in the south-east corner of Sec. 16, Tp. 1 S., R. 1 W., U. S. B. & M., some 1500 or 1600 feet west and about 50 feet north of the intake named in the G. F. Madden-L. E. McClelland Filing No. 1106, I-3, page 654. This is used for culinary supply, with about 0.5 sec. ft. running on down to Dye's land, part of the former Geo. Madden farm, in Sec. 22. Dye asked me if he should turn this small stream on down into the Montez Creek, Ira S. Bryant being present at the time. As Bryant did not seem inclined to care much about the matter, I did nothing at the time about it. Little benefit then probably would have gone to Bryant. However, I should like to know as to whether your Office acknowledges any filing on this spring. It is tributary to Montez Creek, and lies about 800 ft. west and about 50 feet north of the corner of secs. 15, 16, 21 and 22, T. 1 S., R. 1 W., U. S. B. & M.

Thanking you for information on these points, and awaiting your further advice as to action and a new copy of bond, I am,

Yours very truly,

Home Address: Roosevelt, Utah.
Temporary Address: Ouray, Utah.

J. F. Hoyt
J. F. Hoyt

